

September 22, 2000

Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

RE: MUR 4988

To the Counsel:

This is to reaffirm my earlier communication with your office my wish to retract my earlier complaint regarding an improper contribution to a candidate for Federal office by a committee whose sole purpose is "to elect Tom Berns for "State Representative" in the state of Illinois.

It has been satisfactorily pointed out to me that Mr. Berns' purpose was to make it clear that he was not running in opposition to Mr. Tim Johnson nor was his candidacy meant as a criticism of the incumbent State Representative. The effect of Mr. Berns' effort was not as egregious as I perceived it to be. In the heat of a campaign I misread the intention of the ads that I mentioned in my earlier communications, and wish to withdraw my complaint.

This was affirmed to me by Mr. Johnson's reaction: that he did not plan or agree to a mutual campaign effort and saw it simply as Mr. Berns' desire to clarify any misconception that there was an underlying criticism of him by Mr. Bern's campaign messages.

Please accept my apology for putting your office to any undue trouble and if possible acknowledge my request.

Sincerely,



Joseph Whelan
1717 Briarcliff Drive
Urbana, IL 61802

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COUNSEL